UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK	y
ROBERT THOMAS and DONNA THOMAS,	

Plaintiff,

AFFIDAVIT OF **DEFENDANT, ARSENITY** S. SERGEYCHIK

-against-

ARSENITY S. SERGEYCHIK and POLONEZ PARCEL SERVICE, INC.,

Index No. 08CIV2374 (KMK)

Defendants.	
	X
STATE OF NEW YORK	)
COUNTY OF WESTCHESTER	)ss.: )

DANIEL A. SEYMOUR, being duly sworn, deposes and says:

- 1. I am an attorney duly admitted to practice law in the State of New York and have been admitted and remain in good standing with the United States District Court for the Southern District of New York.
- 2. I am the attorney of record for the Plaintiffs, ROBERT THOMAS and DONNA THOMAS, herein.
- 3. On April 8, 2008, I caused to be sent, on behalf of the Plaintiff, to the defendant, ARSENITY S. SERGEYCHIK, a true and complete copy of the Summons and Complaint, filed with this Court, which was sent via the United States Postal Service by certified mail with return receipt requested.
- 4. This mailing was performed pursuant to the mandate of the New York State Vehicle and Traffic Law § 253 and in furtherance of the filing and service upon the defendant, ARSENITY S. SERGEYCHIK, through the New York State Secretary of State.

- 5. On April 15, 2008 an individual identified as an agent of defendant,
  ARSENITY S. SERGEYCHIK, executed the certified mail receipt confirming receipt of
  the Summons and Complaint on behalf of Defendant, ARSENITY S. SERGEYCHIK.
- 6. Enclosed herewith is a true and complete copy of the certified return receipt, executed by an agent for Defendant and provided to your affiant by the United States Postal Service.
  - 7. I submit this Affidavit of Compliance in accordance with all applicable laws.

Dated: White Plains, New York April 17, 2008

DANIEL A. SEYMOUR

SENDER: COMPLETE THIS SE	CTION	COMPLETE THIS SECTION ON DELIVE	RY
<ul> <li>Complete items 1, 2, and 3. Alitem 4 if Restricted Delivery is</li> <li>Print your name and address of that we can return the card</li> </ul>	desired. on the reverse	A. Signature  X A. Sugrey Chik  B. Received by (Printed Name)	☐ Agent ☐ Addressee ☐ Bate of Delivery
Attach this card to the back of or on the front if space permits	the mailpiece,	W	EST SPRINGFIELD
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45 Hill Street		ton	
Arsenity S. Serg 45 Hill Street West spring flek	01089	3. Service Type  1 Certified Mail  Registered Insured Mail  C.O.D.	t for Merchandise
	* 1	4. Restricted Delivery? (Extra Fee)	☐ Yes
Article Number (Transfer from service label)	700b 345	0 0002 5390 3863	
PS Form 3811, February 2004	Domestic R	eturn Receipt	102595-02-M-1540

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## **CERTIFICATE OF SERVICE**

I, DANIEL A. SEYMOUR, hereby certify that on April 17, 2008, I served the within Plaintiffs' Affidavit of Compliance, upon Defendant, ARSENITY S. SERGEYCHIK, by depositing a true copy thereof enclosed in a pre-paid wrapper, in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State, addressed to each of the following persons at the last known address set forth after each name:

ARSENITY S. SERGEYCHIK 45 Hill Street West Springfield, MA 01089

DANIEL A. SEYMOUR - 5877